

**REMARKS**

in the Office Action, claim 3-5, 8 and 9 were rejected under 35 U.S.C. 102 as being anticipated by Kobylinski (US 5,493,563), and claims 1-2, 6 and 7 were rejected under 35 U.S.C. 103 as being unpatentable over Kobylinski in view of Abbadessa for reasons set forth in the Office Action.

Corrected drawings were required because the previously submitted drawings have incorrect margins as noted in the objection raised by the official draftsperson. Accordingly, the drawings are resubmitted herewith with the correct margins.

The amendment to the claims is believed to overcome the grounds of rejection under 35 U.S.C. 102 and 103 in view of the following argument.

The examiner states that the features of the present claims are disclosed in Kobylinski who teaches that the measurements are made during the idle period of the frames. However, in the method of Kobylinski, the measurements are performed during an active connection for performing a handover during the connection.

As set forth in present claims 1, 2, 5, 6 and 7, the reception of neighbor cell information or measurements are prevented during the user traffic connection, it being understood that such prevention occurs during the whole connection. Also, as set forth in present claims 3, 4 and 8, the neighbor cell measurements are prevented during the period of the TDMA frame allocated to the traffic channels, it being understood that the measurements are prevented during the whole period of the TDMA frame. These points can be understood from the present

specification (page 5 at lines 24-32). In contrast, Kobylinski performs the measurements during the idle periods of traffic frames of an active connection. Thus, the Kobylinski teaching does not prevent the measurement during a whole connection or whole period of a TDMA frame and, therefore, is clearly different from the teaching of the present invention.

According to a benefit provided by the present invention, it is possible to use a single conventional frequency synthesizer because fast frequency steps in the operation of the synthesizer are not required. This and other advantages described in the present specification cannot be achieved with the prior-art arrangements such as that taught by Kobylinski.

In order to emphasize the foregoing distinction between the present invention and the teaching of Kobylinski, considered alone or in combination with Abbadessa, the word "whole", as described above, is inserted into the independent claims to describe the connection or the period of the TDMA frame allocated to a traffic channel.

The specification has been amended to include headings in accordance with the usual practice of U.S. patent applications

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,

Geza C. Ziegler  
Geza C. Ziegler, Jr.  
Reg. No. 44,004

31 December 2003

Perman & Green, LLP  
425 Post Road  
Fairfield, CT 06824  
(203) 259-1800  
Customer No.: 2512

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 12/31/03

signature: Ronan Belenchia  
Person Making Deposit